

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

IN RE: NATIONAL PRESCRIPTION  
OPIATE LITIGATION

THIS DOCUMENT RELATES TO:

TRACKS EIGHT, NINE, TEN, AND  
ELEVEN

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

**JOINT MOTION TO MODIFY THE CASE MANAGEMENT ORDERS FOR TRACKS  
EIGHT, NINE, TEN, AND ELEVEN**

The Plaintiffs and Defendants in Tracks Eight, Nine, Ten, and Eleven jointly request that the Court modify the dates in the Case Management Orders for each case.<sup>1</sup> The proposed new dates are set forth below. A proposed order is attached.

	<b>Track 8</b>	<b>Track 9</b>	<b>Track 10</b>	<b>Track 11</b>
<b>Substantial Completion</b>		10/25/22	1/20/2023	2/17/2023
<b>Deadline to serve third-party subpoenas</b>		11/16/2022	2/07/2023	3/21/2023
<b>Close of party fact discovery</b>	10/14/2022	01/05/2023	3/27/2023	4/21/2023
<b>Production of electronic notes and substantial completion of hard copy prescription notes</b>	10/18/2022	01/05/2023	3/17/2023	04/20/2023
<b>Close of third-party discovery</b>	11/7/2022	1/13/2023	04/10/2023	05/05/2023
<b>Non-abatement expert reports due from Plaintiff</b>	12/12/2022	2/10/2023	05/8/2023	6/9/2023
<b>Time period for Plaintiff's expert dep dates</b>	12/30/22 – 1/18/23	2/27/-3/13/2023	5/22-6/9/2023	6/23-7/11/2023
<b>Non-abatement expert reports due from Defendants</b>	1/30/23	04/10/2023	6/19/2023	7/24/2023
<b>Time period for Defendants' expert dep dates</b>	2/14/2023 – 2/27/23	4/24-5/8/2023	7/5-7/19/2023	8/8-8/22/2023
<b>Daubert &amp; dispositive motions</b>	3/24/2023	5/26/2023	7/28/2023	9/1/2023
<b>Daubert &amp; dispositive motion responses</b>	4/21/2023	6/23/2023	8/25/2023	9/29/2023
<b>Daubert &amp; dispositive motion replies</b>	5/5/2023	07/10/2023	9/11/2023	10/13/2023

<sup>1</sup> The Track Eight Case Management Orders are Dkt. Nos. 3818 and 4406. The Track Nine Case Management Orders are Dkt. Nos. 3817 and 4407. The Track Ten Case Management Orders are Dkt. Nos. 3819 and 4408. The Track Eleven Case Management Orders are Dkt. Nos. 3820 and 4409.

Dated: September 1, 2022

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 1, 2022, I caused the foregoing to be served via electronic mail on Defendants via Tracks6to10Defendants@bbhps.com, and Plaintiffs via CT7-11\_OpioidBWTeam@simmonsfirm.com.

/s/ Steven N. Herman

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